

MAR 2008

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UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

-----X
 VIKING MARINE S.A.,

Plaintiff, : 07 CV 10685 (VM)

: - against -

: AGROCORP INTERNATIONAL PTE. LTD.,

Defendant.

-----X

**STIPULATION AND ORDER
 DISMISSING ACTION, VACATING PROCESS OF MARITIME
ATTACHMENT AND DIRECTING GARNISHEES TO RELEASE FUNDS**

IT IS HEREBY STIPULATED AND AGREED, between Plaintiff, Viking Marine S.A. and Defendant, Agrocorp International Pte. Ltd., that:

- A settlement has been reached between the parties;
- The terms of the settlement provide for the sum of \$85,000.00 to be paid to the Plaintiff from the money presently under attachment in New York, with the balance of funds under restraint to be released to the Defendant;
- The Process of Maritime Attachment issued in this matter be vacated; and,
- This action be dismissed with prejudice, but without costs pursuant to F.R.C.P.

Rule 41(a).

LYONS & FLOOD, LLP
Attorneys for Plaintiff,
VIKING MARINE S.A.

By:


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Dated: New York, New York
December 20, 2007

Dated: Port Washington, New York
December 20, 2007

WHEREAS, the parties have agreed to settle this matter as stipulated above by counsel for all parties to this action,

IT IS HEREBY ORDERED that:

Garnishee, JPMorgan Chase, shall remit the sum of \$85,000.00 to an account designated by plaintiff's counsel, the details of said account to be provided to the garnishee by the plaintiff's counsel with the service of this Order;

Garnishee, JPMorgan Chase, shall remit the remainder of the funds restrained in this matter, i.e. \$140,520.09, by wire transfer to the IOLA account of the Defendant's counsel, the details of said account to be provided to the garnishee by the plaintiff's counsel with the service of this Order;

Once the garnishee, JP Morgan Chase, has released all of the funds that were restrained in this matter, the Process of Maritime Attachment shall be deemed vacated; and,

IT IS FURTHER ORDERED that this action be, and the same hereby is, discontinued with prejudice but without costs.

IT IS FURTHER ORDERED that counsel for Plaintiff, LYONS & FLOOD, LLP is to serve a copy of this Order upon each and every garnishee named in this Court's Order of November 29, 2007 and the Process of Maritime Attachment issued pursuant to that Order and any other garnishee named in any Processes or Supplemental Processes of Maritime Attachment issued in the above-captioned matter so that no further property of the Defendant is restrained.

Dated: New York, New York
December 24, 2007

SO ORDERED

The Clerk of Court is directed to close this case.

Honorable Victor Marrero, U.S.D.J.